

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

HAND CARRY

Application of: P. Rubin

Confirmation No.: 4257

Serial No.: 10/084,250

Art Unit: 1616

Filed: February 28, 2002

Examiner: M. Haghigian

For: Methods and Compositions Using
Norastemizole in Combination with
Leukotriene Inhibitors

Attorney Docket No.: 4821-469-999

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated April 1, 2005 of the Primary Examiner finally rejecting claims 12-16, 30-41 and 50-66 of the above-identified application.

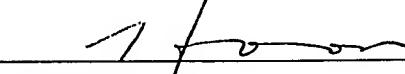
The item(s) checked below are appropriate:

1. An extension of time for responding to the final rejection for 1 additional month(s):
 was filed on
 is submitted herewith.
2. A timely response to the final rejection was filed August 26, 2005.
3. A fee in the amount of \$500.00 is:
 Required.
 Not required (Fee paid in prior appeal).
4. Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of \$250.00 is:
 Required.
 Not required (Fee paid in prior appeal).
5. Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Respectfully submitted,

Date: September 26, 2005

L0209


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(Limited Recog. No.)

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